

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

FLOCKHART et al.

Serial No.: 10/673,118

Filed: September 26, 2003

Atty. File No.: 4366-106

For: "METHOD AND APPARATUS FOR  
LOAD BALANCING WORK ON A  
NETWORK OF SERVERS BASED ON  
THE PROBABILITY OF BEING  
SERVICED WITHIN A SERVICE TIME  
GOAL"

) Group Art Unit: 3676  
)  
)  
) Examiner: WAI, ERIC CHARLES  
)  
)  
) Confirmation No.: 9237  
)  
)  
)

NOTICE OF APPEAL

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS  
BEING TRANSMITTED VIA EFS-WEB PURSUANT TO 37 CFR  
§1.6(a)(4) ON January 18, 2008

SHERIDAN ROSS P.C.

BY: Desu M. Frankel

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Examiner mailed October 26, 2007, finally rejecting Claims 1-3, 6-14, 16-26 and 28-34. The amount of \$510.00 as payment for the Notice of Appeal fee specified in 37 CFR §41.20(b) is being submitted concurrently via EFS-Web with the filing of this paper.

Please credit any overpayment or debit any underpayment to Deposit Account 19-1970.

Respectfully submitted, \*

SHERIDAN ROSS P.C.

By: Bradley M. Knepper

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Date: January 18, 2008